

From: [David Peterson](#)
To: [Gary Gill-Austern](#)
Cc: [Cristeen Schena](#); [Cynthia Catri](#); [Dave Dickerson](#); [ManChak Ng](#); [Maximilian Boal](#); [Mary Ryan](#)
Subject: RE: New Bedford Harbor Superfund Site additional documents in response to your FOIA request
Date: 09/07/2010 01:27 PM
For Follow Up: Urgent Priority.
Attachments: NBHFOIA090210Docs3.missingpage9.pdf

Gary,

The missing page is from NBHFOIA090210Docs3.pdf (it should have been the 9th page) and is basically the signature page for the letter. See attached. I'll be sending you additional responsive documents later this afternoon.



▼ Gary Gill-Austern ---09/02/2010 06:51:17 PM---Dave - Would you please check on what appears to be missing page(s). I just noticed in NBHFOIA0902

From: Gary Gill-Austern <GGill-Austern@nutter.com>
To: David Peterson/R1/USEPA/US@EPA
Cc: Mary Ryan <MRyan@nutter.com>, Dave Dickerson/R1/USEPA/US@EPA, Cynthia Catri/R1/USEPA/US@EPA, ManChak Ng/R1/USEPA/US@EPA, Maximilian Boal/R1/USEPA/US@EPA, Cristeen Schena/R1/USEPA/US@EPA
Date: 09/02/2010 06:51 PM
Subject: RE: New Bedford Harbor Superfund Site additional documents in response to your FOIA request

Dave -

Would you please check on what appears to be missing page(s). I just noticed in NBHFOIA090210Docs4 that EPA's 11/25/09 letter to MACZM (beginning on the sixth page of the pdf), providing comments on the 2009 New Bedford/Fairhaven Municipal Harbor Plan, is longer than the 3 pages included in the file. Please forward the balance of the letter.

Many thanks,

G.

Gary L. Gill-Austern
Nutter McClennen & Fish LLP
Seaport West
155 Seaport Boulevard, Boston, MA 02210
Direct line 617.439.2250 Fax 617.310.9250
www.nutter.com

This Electronic Message contains information from the law firm of Nutter, McClennen & Fish, LLP, which may be privileged and confidential. The information is intended to be for the use of the addressee only. If you have received this communication in error, do not read it. Please delete it from your system without copying it, and notify the sender by reply e-mail, so that our address record can be corrected. Thank you.

-----Original Message-----

From: Peterson.David@epamail.epa.gov
[mailto:Peterson.David@epamail.epa.gov]
Sent: Thursday, September 02, 2010 5:41 PM
To: Gary Gill-Austern
Cc: Mary Ryan; dickerson.dave@epamail.epa.gov;
Catri.Cynthia@epamail.epa.gov; Ng.ManChak@epamail.epa.gov;
Boal.Maximilian@epamail.epa.gov; Schena.Cristeen@epamail.epa.gov
Subject: New Bedford Harbor Superfund Site additional documents
in response to your FOIA request

(Embedded image moved to file: pic07357.jpg)

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I
5 POST OFFICE SQUARE, SUITE 100
BOSTON, MASSACHUSETTS 02109

Delivered by E-Mail

2 September 2010

Gary L. Gill-Austern
Nutter, McClennen & Fish LLP
Seaport West
155 Seaport Boulevard
Boston, MA 02210-2604

Dear Mr. Gill-Austern

Attached are 5 files of documents, produced in response to a Freedom of Information Act (FOIA) request made by you on July 28, 2010, regarding the New Bedford Harbor Superfund Site. EPA is continuing to review its records to determine if other documents may be responsive to your request. These files address the following:

NBHF0IA090210Docs1.pdf - Non-CBI estimate information for the 100% T&D Upper Harbor Only Alternative (CBI documents to be sent early next week)

NBHF0IA090210Docs2.pdf - Navigational Dredge - Phase III information from the HDC.

NBHF0IA090210Docs3.pdf - NBHF0IA090210Docs5.pdf - Information from EPA's attendance at Navigational Dredging Group Meetings - New Bedford, MA (meeting agendas, handouts, attendance lists)

If you have any questions about these documents, please contact me.

Sincerely,

David Peterson

Senior Enforcement Counsel

(617) 918-1891
cc:

Cynthia E. Catri, Esq.
David Dickerson
Christine Schena
Mary K. Ryan, Esq.

(See attached file: NBHFOIA090210Docs1.pdf)(See attached file:
NBHFOIA090210Docs2.pdf)(See attached file:
NBHFOIA090210Docs3.pdf)(See
attached file: NBHFOIA090210Docs4.pdf)(See attached file:
NBHFOIA090210Docs5.pdf)

Circular 230 Disclosure: To ensure compliance with IRS Circular
230, we inform you that any federal tax advice included in this
communication (including attachments) is not intended or written
to be used, and it cannot be used, for the purpose of (i)
avoiding the imposition of federal tax penalties or (ii)
promoting, marketing or recommending to another party any
transaction or matter addressed herein.